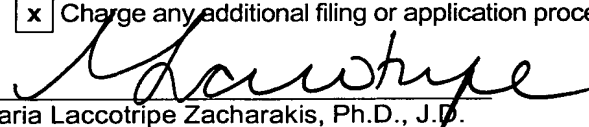
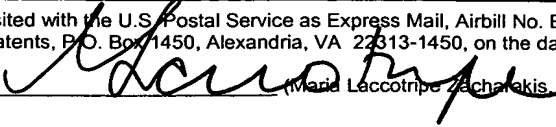


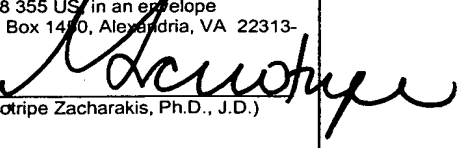
12-05-05

12w

| AMENDMENT TRANSMITTAL LETTER  |                                  |  | Docket No.<br>BGI-126CPCN      |      |
|---|----------------------------------|--|--------------------------------|------|
| Application No.<br>10/781014-Conf. #2283  | Filing Date<br>February 17, 2004 | Examiner<br>Not Yet Assigned   | Art Unit<br>1645               |      |
| Applicant(s): Markus POMPEJUS <i>et al.</i>   |                                  |  |                                |      |
| Invention: CORYNEBACTERIUM GLUTAMICUM GENES ENCODING PROTEINS INVOLVED IN CARBON METABOLISM AND ENERGY PRODUCTION   |                                  |  |                                |      |
| <b>TO THE COMMISSIONER FOR PATENTS</b>  |                                  |  |                                |      |
| Transmitted herewith is an amendment in the above-identified application.<br>The fee has been calculated and is transmitted as shown below.   |                                  |  |                                |      |
| <b>CLAIMS AS AMENDED</b>  |                                  |  |                                |      |
|   | Claims Remaining After Amendment | Highest Number Previously Paid   | Number Extra Claims Present    | Rate |
| Total Claims  | 21                               | - 50 =   |                                | x    |
| Independent Claims  | 3                                | - 15 =   |                                | x    |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/>  |                                  |  |                                |      |
| Other fee (please specify):   |                                  |  |                                |      |
| <b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>   |                                  |  |                                | 0.00 |
| <input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity  |                                  |  |                                |      |
| <input checked="" type="checkbox"/> No additional fee is required for this amendment.   |                                  |  |                                |      |
| <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____.<br>A duplicate copy of this sheet is enclosed.  |                                  |  |                                |      |
| <input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.   |                                  |  |                                |      |
| <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.   |                                  |  |                                |      |
| <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>12-0080</u><br>as described below.  |                                  |  |                                |      |
| <input checked="" type="checkbox"/> Credit any overpayment.   |                                  |  |                                |      |
| <input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.  |                                  |  |                                |      |
| <br>Maria Laccotripe Zacharakis, Ph.D., J.D.<br>Attorney Reg. No.: 56,266<br><br>LAHIVE & COCKFIELD, LLP<br>28 State Street<br>Boston, Massachusetts 02109<br>(617) 227-7400     |                                  |  | Dated: <u>December 2, 2005</u> |      |
| I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EL 913 978 355 US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below. |                                  |  |                                |      |
| Dated: December 2, 2005   |                                  | Signature:  (Maria Laccotripe Zacharakis, Ph.D., J.D.) |                                |      |

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No.: EL 913 978 355 US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: December 2, 2005

Signature:   
(Maria Laccotripe Zacharakis, Ph.D., J.D.)

Docket No.: BGI-126CPCN  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Markus Pompejus *et al.*

Application No.: 10/781,014

Confirmation No.: 2283

Filed: February 17, 2004

Art Unit: 1645

For: CORYNEBACTERIUM GLUTAMICUM  
GENES ENCODING PROTEINS INVOLVED  
IN CARBON METABOLISM AND ENERGY  
PRODUCTION

Examiner: Not Yet Assigned

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PRELIMINARY AMENDMENT**

Dear Sir:

Prior to examination on the merits, please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 7 of this paper.